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| APPLICATION NO. | FILING DATE | FIRST NAMED INVENTOR | ATTORNEY DOCKET NO. |
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03/750,641 12/16/96 SATO

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PM81/0609

EXAMINER

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ART UNIT

PAPER NUMBER

3661

9

DATE MAILED: 06/09/99

Please find below and/or attached an Office communication concerning this application or proceeding.

Commissioner of Patents and Trademarks

Office Action Summary

Application No.
08/750,641

Applicant(s)
Sato et al.

Examiner
Olga Hernandez

Group Art Unit
3661



☒ Responsive to communication(s) filed on Dec 16, 1996

☐ This action is **FINAL**.

☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11; 453 O.G. 213.

A shortened statutory period for response to this action is set to expire 3 month(s), or thirty days, whichever is longer, from the mailing date of this communication. Failure to respond within the period for response will cause the application to become abandoned. (35 U.S.C. § 133). Extensions of time may be obtained under the provisions of 37 CFR 1.136(a).

Disposition of Claims

☒ Claim(s) 1-10 is/are pending in the application.

Of the above, claim(s) _____ is/are withdrawn from consideration.

☐ Claim(s) _____ is/are allowed.

☒ Claim(s) 1-5 is/are rejected.

☒ Claim(s) 6-10 is/are objected to.

☐ Claims _____ are subject to restriction or election requirement.

Application Papers

☒ See the attached Notice of Draftsperson's Patent Drawing Review, PTO-948.

☐ The drawing(s) filed on _____ is/are objected to by the Examiner.

☐ The proposed drawing correction, filed on _____ is ☐ approved ☐ disapproved.

☐ The specification is objected to by the Examiner.

☐ The oath or declaration is objected to by the Examiner.

Priority under 35 U.S.C. § 119

☒ Acknowledgement is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d).

☐ All ☐ Some* ☒ None of the CERTIFIED copies of the priority documents have been
☒ received.

☐ received in Application No. (Series Code/Serial Number) _____

☐ received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

*Certified copies not received: _____

☐ Acknowledgement is made of a claim for domestic priority under 35 U.S.C. § 119(e).

Attachment(s)

☒ Notice of References Cited, PTO-892

☒ Information Disclosure Statement(s), PTO-1449, Paper No(s). 3, 4, 6, 7

☐ Interview Summary, PTO-413

☒ Notice of Draftsperson's Patent Drawing Review, PTO-948

☐ Notice of Informal Patent Application, PTO-152

--- SEE OFFICE ACTION ON THE FOLLOWING PAGES ---

Art Unit: 3661

DETAILED ACTION

Priority

1. Applicant has not complied with one or more conditions for receiving the benefit of an earlier filing date under 35 U.S.C. 119(e) and 120 as follows:

An application in which the benefits of an earlier application are desired must contain a specific reference to the prior application(s) in the first sentence of the specification (37 CFR 1.78).

Information Disclosure Statement

2. The information disclosure statement filed on December 16, 1996; June 3, 1997 and March 18, 1997 fails to comply with 37 CFR 1.98(a)(3) because it does not include a concise explanation of the relevance, as it is presently understood by the individual designated in 37 CFR 1.56© most knowledgeable about the content of the information, of each patent listed that is not in the English language. It has been placed in the application file, but the information referred to therein has not been considered.

Claim Objections

3. Claim 4 is objected to because of the following informalities:

Art Unit: 3661

1) Claim 4, line 6 start a bracket before "for", but the applicant did not include the end of this bracket.

Appropriate correction is required.

Claim Rejections - 35 USC § 103

4. The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

5. Claims 1, 2, 3 and 4 are rejected under 35 U.S.C. 103(a) as being unpatentable over Garback, US Patent No. 5,237,499 in view of a travel planning system (travelers.net.com).

As per claim 1, Garback discloses a computer travel planning system which has a capacity of entering at least destination information (column 2, lines 55-63). Further, the system include how to prepare a basic frame of a schedule including types of intermediate and final locations, and a transfer order, based on the destination information; in addition that accessing a data base to retrieve specific facilities fitting the basic frame, thereby preparing a schedule in which intermediate and final locations are specified (column 4, lines 41-50). Garback does not teach entering the desired arrival time information and a transfer order based on the desired arrival time.

Art Unit: 3661

A travel planning system (e.g. American Airlines) use a system which entering at least a desired arrival time information. Further, the system include how to prepare a basic frame of a schedule including types of intermediate and final locations, and a transfer order, based on the desired time information (*see* the web site attachments). Additionally, Ahlmstrom et al, US Patent No. 4,862,357 teach how to implement the time information (*see* column 1, lines 39-44).

It would have been obvious to one having ordinary skill in the art to combine Garback computer traveling system with the traveling planning system (web site attachments) in order to make easier and enhance the schedule for people who are traveling.

As per claim 2, the web site present practically the same as applicant claimed (see the attachments).

As per claim 3, it is old and well known in the electric art that the Internet system works like a big network around the world. Further the network have the capacity to do the same of the applicant claimed.

As per claim 4, it is old and well known in the electric art to use a touch switch (like a touch pad mouse) for enter information.

6. Claim 5 is rejected under 35 U.S.C. 103(a) as being unpatentable over Garback, US Patent No. 5,237,499 in view of a travel planning system (travelers.net.com) as applied to claim 1 above, and further in view of Nimura et al, US Patent No. 5,757,289.

As per claim 5, Nimura et al teach a route searching means for searching a route for carry out the schedule using map data (column 15, lines 46-56).

Art Unit: 3661

Allowable Subject Matter

7. Claims 6-10 are objected to as being dependent upon a rejected base claim, but would be allowable if rewritten in independent form including all of the limitations of the base claim and any intervening claims.

Conclusion

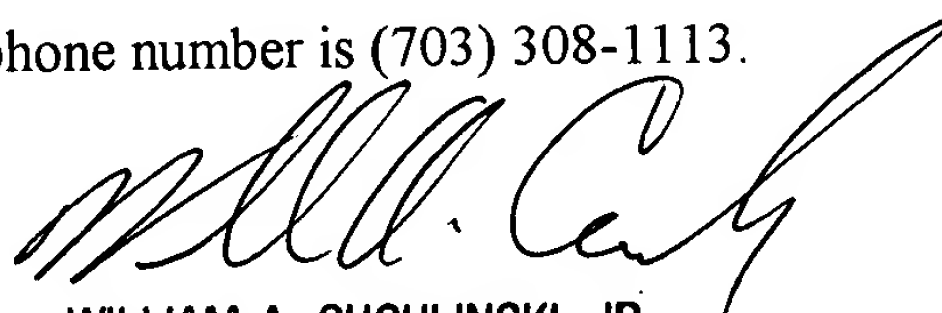
8. The prior art made of record and not relied upon is considered pertinent to applicant's disclosure.


- Kashiwazaki et al, US Patent No. 5,243,529 disclose a navigation apparatus.

9. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Olga Hernandez whose telephone number is (703) 305-0918. The examiner can normally be reached on Monday - Friday from 8:00 am to 4:30 pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, W. Cuchlinski, can be reached on (703) 308-3873. The fax phone number for the organization where this application or proceeding is assigned is (703) 305-3597.

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the receptionist whose telephone number is (703) 308-1113.


WILLIAM A. CUCHLINSKI, JR.
SUPERVISORY PATENT EXAMINER
TECHNOLOGY CENTER 3600


OLGA HERNANDEZ
PATENT EXAMINER